#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of	)
MANUEL VILLA, et al.	) ) Group Art Unit: 1636
Serial No.: 09/678,339	) Examiner: L. Gansheroff
Filed: October 3, 2000	) ) )
For: CELLS ENGINEERED TO CONTAIN GENES OF INTEREST WITHOUT	) )
RESISTANCE GENE MARKERS AND MATERIALS AND METHODS THEREF	) 'OR')

### INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Commissioner for Patents Washington, DC 20231

#### Dear Sir:

In compliance with the duty of disclosure as defined in 37 C.F.R. § 1.56 enclosed herewith for the Examiner's consideration is a copy of the publication listed on the attached Form PTO-1449. This statement is made pursuant to 37 C.F.R. § 1.97(b) since a first Office Action on the merits has not been mailed in the above-identified application.

This Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that:

(1) additional information material to the examination of this

application does not exist; (2) the information, protocols, results and the like reported by third parties are accurate or enabling; or (3) the above information constitutes prior art to the subject invention.

Respectfully submitted,

Mary-Elizabeth Buckles Registration No. 31,907

REED SMITH LLP Attorneys for Applicants

Mary-Elizabeth Buckles 1301 K Street, N.W. Suite 1100-East Tower Washington, D.C. 20005 (202) 414-9267

Filed: January 5, 2001

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